

ED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Schmidtberg et al.

Serial No:

10/702,099

Confirmation. No.:

6804

Filed:

November 5, 2003

For:

METHODS AND APPARATUS FOR COMMUNICATING

CONDITION INFORMATION ASSOCIATED WITH AN ITEM

Examiner:

Art Unit:

2872

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the & H day of April, 2004.

Commissioner For Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following documents:

[X] Information Disclosure Statement

[X]Copies of co-pending applications

Return Receipt Postcard [X]

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 646-8000, Boston, Massachusetts.

A check is not enclosed. If a fee is required, the Commissioner is hereby authorized to charge Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

> Respectfully submitted, Schmidtberg et al., Applicants

Randy J. Pritzker, Reg. No.: 35,986 Wolf, Greenfield & Sacks, P.C.

600 Atlantic Avenue

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Date: April 9, 2004 xNDDx

DOCKET NO: S1446.70000US01

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ITEM

Examiner:

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Art Unit:

3622

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 8th day of April, 2004.

Judith M. Schultz

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

STATEMENT FILED PURSUANT TO THE DUTY OF DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement has been filed before the mailing date of a first Office Action on the merits in the above-identified case.

No fee or certification is required.

PART II: Compliance with 37 CFR §1.704(d)

The Applicant hereby makes the following information of record in the above-identified application.

The applicant would like to bring to the Examiner's attention the following copending applications that may contain subject matter related to this application:

Serial No. 10/702,100	Filing Date November 5, 2003	Inventor(s) Schmidtberg et al.

PART III: Remarks

Documents cited anywhere in the Information Disclosure Statement are enclosed unless otherwise indicated. It is respectfully requested that:

The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

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Respectfully submitted, Schmidtberg et al., Applicants

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Docket No. S1446.70001US01 Date: April <u>8</u>, 2004

XNDDX